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Dep & Ref



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

M. Barbosa

JUN -5 PM 4:17

Serial No.: 09/986,956

Art Unit: 3683

US PATENT & TRADEMARK  
OFFICE

Filed: November 13, 2001

Examiner: Nguyen, Xuan

For: DUAL LEADING SHOE DRUM BRAKE

REQUEST FOR REFUND

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

Applicant hereby requests a refund in the amount of \$60.00 for the following reasons:  
Applicant's Deposit Account #50-1088 was erroneously charged a one-month extension of time fee on April 28, 2006 (copy of April 2006 Deposit Account Statement is attached). A Notice of Non-Complaint Amendment (copy attached) was mailed from PTO on March 21, 2006. Applicant filed a Response (copy with PTO date stamp attached) on April 21, 2006, therefore no extension of time fee was due.

A credit is respectfully requested in the amount of \$60.00 to Deposit Account No. 50-1088.

Respectfully submitted,  
CLARK & BRODY

Conrad J. Clark  
Registration No. 30,340

Customer No. 22902  
1090 Vermont Avenue, NW, Suite 250  
Washington, DC 20005  
Telephone: 202-835-1111  
Facsimile: 202-835-1755  
Docket No.: 11017-0006  
Dated: June 2, 2006



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## Deposit Account Statement

**Requested Statement Month:**

April 2006

**Deposit Account Number:**

501088

Name: \_\_\_\_\_

CLARK & BRODY

**Attention:**

CHRIS BRODY

**Address:**

1090 VERMONT AVENUE, N.W.

City:

WASHINGTON

**State:**

DC

**Zip:**

20005

Country:

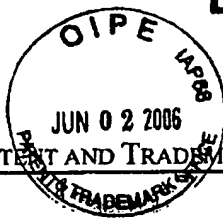
UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
04/05	7	10364348	11009-0040	1251		
04/05	25	10538323		9204	\$120.00	\$1,273.00
04/28	1	09986956	11017-0006	2251	-\$200.00	\$1,473.00
					\$60.00	\$1,413.00

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$1,393.00	\$180.00	\$200.00	\$1,413.00

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UNITED STATES PATENT AND TRADEMARK OFFICE

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*CJC*  
*11017-0006*  
**DOCKETED**  
*Response re Non-Compliance*  
*Due: Apr 21, 2006*

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/986,956	11/13/2001	Manuel Barbosa	11017-0006	6385
22902	7590	03/21/2006		
CLARK & BRODY 1090 VERMONT AVENUE, NW SUITE 250 WASHINGTON, DC 20005			EXAMINER NGUYEN, XUAN LANT	
			ART UNIT	PAPER NUMBER
			3683	

DATE MAILED: 03/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

# **Notice of Non-Compliant Amendment (37 CFR 1.121)**

Application No.

09/986,956

Examiner

Lan Nguyen

O I P E

JUN 02 2005

Applicant(s)

BARBOSA, MANUEL

Art Unit

3683

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 23 December 2005 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_

- ☐ 2. Abstract:

- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
- ☐ B. Other \_\_\_\_\_

- ☒ 3. Amendments to the drawings:

- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
- ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
- ☒ C. Other See Continuation Sheet.

- ☐ 4. Amendments to the claims:

- ☐ A. A complete listing of all of the claims is not present.
- ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims) of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
- ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
- ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
- ☐ E. Other: \_\_\_\_\_

- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):

ther explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

PERIODS FOR FILING A REPLY TO THIS NOTICE:

licant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the e corrected amendment must be resubmitted.

licant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the tion, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment ling a submission for a request for continued examination (RCE) under 37 CFR 1.114, a supplemental ment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the npliant amendment in compliance with 37 CFR 1.121.

visions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final dment or an amendment filed in response to a Quayle action.

to **timely respond** to this notice will result in:

- ndonment of the application if the non-compliant amendment is a non-final amendment or an amendment in response to a Quayle action; or
- entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental dment.

*Lan Nguyen* 3/17/06

Instruments Examiner (LNU) applicable  
mark Office

571-277

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Applicant: Manuel BARBOSA  
U.S. Application No.: 09/986,956  
Title: DUAL LEADING SHOE DRUM BRAKE

11017-0006  
Filing Date: 11/13/2001

**PAPERS BEING FILED:**

1. Response to Non-Compliant Amendment
2. Replacement Drawings - 2 sheets



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**TODAY'S DATE: April 21, 2006** **Atty: CJC/tb**



3683

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BARBOSA, M.

Serial No.: 09/986,956

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Art Unit: 3683

Examiner: Nguyen, Xuan

RESPONSE TO NOTICE OF NON-COMPLIANCEHon. Commissioner for Patents  
Alexandria, Virginia 22313-1450

SIR:

This responds to the Office Action of March 21, 2006.

Amendments to the specification begin on page 2.

Amendments to the drawings begin on page 3.

Remarks begin on page 4.